**DOCKET NO.:** 2007-1988-WQ-E **TCEQ ID:** RN105148647 **CASE NO.:** 35092

RESPONDENT NAME: Renaissance Stone Works, LLC

ORDER TYPE:					
X 1660 AGREED ORDER	FINDINGS AGREED ORDER	FINDINGS ORDER FOLLOWING SOAH HEARING			
FINDINGS DEFAULT ORDER	_SHUTDOWN ORDER	IMMINENT AND SUBSTANTIAL ENDANGERMENT ORDER			
AMENDED ORDER	_EMERGENCY ORDER				
CASE TYPE:					
AIR	MULTI-MEDIA (check all that apply)	INDUSTRIAL AND HAZARDOUS WASTE			
PUBLIC WATER SUPPLY	PETROLEUM STORAGE TANKS	OCCUPATIONAL CERTIFICATION			
X WATER QUALITY	SEWAGE SLUDGE	UNDERGROUND INJECTION CONTROL			
MUNICIPAL SOLID WASTE	RADIOACTIVE WASTE	DRY CLEANER REGISTRATION			
SITE WHERE VIOLATION(S) OCCURRED: Renaissance Stoneworks, 22108 O'Dell Fairway Trail, Spicewood, Travis County  TYPE OF OPERATION: Cut stone facility  SMALL BUSINESS:X_ Yes No  OTHER SIGNIFICANT MATTERS: A complaint was received August 13, 2007, alleging that a chalky non-storm water discharge was coming off the Respondent's property. There is no record of additional pending enforcement actions regarding this facility location.  INTERESTED PARTIES: A complaint was received, but the complainant has not expressed a desire to protest this action or to speak at Agenda.  COMMENTS RECEIVED: The Texas Register comment period expired on May 12, 2008. No comments were received.  CONTACTS AND MAILING LIST:  TCEQ Attorney/SEP Coordinator: None TCEQ Enforcement Coordinator: Mr. Andrew Hunt, Enforcement Division, Enforcement Team 1, MC 169, (512) 239-1203; Mr. Bryan Sinclair, Enforcement Division, MC 219, (512) 239-2171  Respondent: Mr. Robert W. Scanlon, Owner, Renaissance Stone Works, LLC, 22108 O'Dell Fairway Trail, Spicewood, Texas 78669					

VIOLATION SUMMARY CHART:					
VIOLATION INFORMATION	PENALTY CONSIDERATIONS	CORRECTIVE ACTIONS TAKEN/REQUIRED 1661 /			
Type of Investigation: X Complaint	Total Assessed: \$800	Corrective Actions Taken:			
Routine Enforcement Follow-up Records Review  Date(s) of Complaints Relating to this Case: August 13, 2007	Total Deferred: \$160  X Expedited Settlement Financial Inability to Pay  SEP Conditional Offset: \$0	The Executive Director recognizes that the Respondent submitted the Notice of Intent letter and implemented a Storm Water Pollution Prevention Plan on November 1, 2007.			
Date of Investigation Relating to this Case: October 4, 2007	Total Paid to General Revenue: \$640	r de la companya del companya de la companya del companya de la co			
Date of NOV/NOE Relating to this Case: November 30, 2007 (NOE)	Site Compliance History Classification High X Average Poor	1			
Background Facts: This was a complaint investigation.	Person Compliance History Classification High X Average Poor				
WATER	Major Source:Yes _X_No	en e			
Failed to obtain authorization to discharge storm water associated with industrial activites [30 Tex. ADMIN. CODE § 281.25(a)(4) and 40 CODE OF FEDERAL	Applicable Penalty Policy: September 2002				
REGULATIONS § 122.26(c)].					

Additional ID No(s).: N/A

Policy Revision 2 (Se	Penalty Calculatio	n Worksheet (P	CW) PCW Revision No	ovember 6, 2007
TCEO	200120			
DATES Assigned	3-Dec-2007			
PCW		EPA Due	1	
RESPONDENT/FACILITY	/ INFORMATION	The Control of Marie Control of the		
	Renaissance Stone Works, LLC			
Reg. Ent. Ref. No				
Facility/Site Region		Major/Minor Source	Minor	
		***************************************		
CASE INFORMATION		The State and along the state of the state o		Sign of
Enf./Case ID No		No. of Violations	1	
Docket No	2007-1988-WQ-E	Order Type		COOPERATION
Media Program(s	Water Quality	Enf. Coordinator	Andrew Hunt	AMMILIAN
Multi-Media		EC's Team	Enforcement Team 1	
Admin. Penalty \$	Limit Minimum \$0 Maximum	\$10,000		·
	Penalty Calcula	ation Section		
			er a de la companya	
TOTAL BASE PENA	LTY (Sum of violation base penaltic	es)	Subtotal 1	\$1,000
			IPAGES SILE SON SECURE A STATE OF THE STATE	
ADJUSTMENTS (+/-				
	ined by multiplying the Total Base Penalty (Subtotal 1) by			<b></b>
Compliance His	tory 5%	Enhancement Subt	otals 2, 3, & 7	\$50
	An enhancement is recommended due to	one written NOV with same		A CONTRACTOR OF THE CONTRACTOR
Notes	or similar violation			
			1	
Culpability	No 0%	Enhancement	Subtotal 4	\$0
Odipugiji (j	110		1	
Notes	The Respondent does not meet the	e culpability criteria.		
	Hard to the second seco		<u> </u>	•
0 - JE-W-E8	range (market and a special control of the control		Subtotal 5	\$250
Good Faith Effo		Reduction	Subicial 5	Ψ230
Extraordinar				
Ordinar N/				
IN//	(mark with x)		1	
Note	The Respondent achieved compliance	on November 1, 2007.		
			1	
T 4 1 4 3 4	and the state of t	Enhancement*	Subtotal 6	\$0
Sala a juga-	. 그리고 있다면 가장 하는 모든 가는 보고 있는 보고 <u>하는 사람들은 사람들이 되었다면</u> 하는 사람들이 되었다면 보고 있다. 그런 그 것은	at the Total EB \$ Amount	Subtotal o	Ψυ
Approx	Cost of Compliance \$5,000	·		
	·			
SUM OF SUBTOTAL	S 1-7	7	Final Subtotal	\$800
00 0	***   ** - * Gullion Common Carrier Exercise (*** Common Common Carrier Exercise)		COURS TO SELECT A SERIE	
OTHER EACTORS	S JUSTICE MAY REQUIRE	0%	Adjustment	\$0
	Subtotal by the indicated percentage.	January (Marketta / 23	дајазанст	
reduced or dimension the Final	and the medical personneger	The second secon	1	
Notes				
Notes				
		Final Pe	nalty Amount	\$800
		Tinar C	many Amount	¥
STATUTORY LIMIT	ADUICTMENT		essed Penalty	\$800
STATUTORT LIMIT	ADJUS I WEIN I	гшагдээ	esseu renalty	Ψ000
				\$460
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Reduces the Final Assessed Pe	nalty by the indicted percentage. (Enter number only; e.	g. 20 for 20% reduction.)	<b>1</b>	<i>5</i> ,
Notes	Deferral offered for expedite	и ѕешетепт.		
T - make and the second			1	
2 ·			: 1.54,5 [1] 1.59(2.4) (3.1) (3.1)	
PAYABLE PENALT				\$640

Screening Date 11-Dec-2007 Docket No. 2007-1988-WQ-E

Respondent Renaissance Stone Works, LLC

**Case ID No.** 35092

Policy Revision 2 (September 2002) PCW Revision November 6, 2007

Reg. Ent. Reference No. RN105148647 Media [Statute] Water Quality

Component	/ Site Enhancement (Subtotal 2) Number of	Enter Number Here	Adjust.
NOVs	Written NOVs with same or similar violations as those in the current enforcement action (number of NOVs meeting criteria)		5%
	Other written NOVs	0	0%
	Any agreed final enforcement orders containing a denial of liability (number of orders meeting criteria)	0	0%
Orders	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission		0%
Judgments	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (number of judgements or consent decrees meeting criteria)	0	0%
and Consent Decrees	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government		0%
Convictions	Any criminal convictions of this state or the federal government (number of counts)	0	0%
Emissions	Chronic excessive emissions events (number of events)	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which notices were submitted)	<b>0</b>	0%
	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which violations were disclosed)		0%
	Plea	se Enter Yes or No	
İ	Environmental management systems in place for one year or more	No	0%
Other	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%
Onlei	Participation in a voluntary pollution reduction program	No	0%
:	Early compliance with, or offer of a product that meets future state or federal government environmental requirements	No	0%
N .	Adjustment P	= ,	
oeat Violator (Su	btotal 3)		174.4000
No	Adjustment P	ercentage (Su	ıbtotal 3) [
mpliance History	Person Classification (Subtotal 7)	The same of the sa	
Average Po	erformer Adjustment P	ercentage (Su	ıbtotal 7) [
mpliance History	Summary	na o dan pilipa.	ka seria
Compliance History Notes	An enhancement is recommended due to one written NOV with same or similar viol	ations.	
110103			

Respondent Reneissance Stone Works, LLC  Case ID No. 50902  Reg. Ent. Reference No. RN-1014/8847  Media [Statute] Variet Coulity Enf. Coordinator Andrew Hunt Violation Number  Rule Cite(s)  30 Tex. Admin. Code § 281.25(a)(4) and 40 Code of Federal Regulations § 122.28(c)  Violation Description  Failed to obtain authorization to discharge stom water associated with industrial activities, as documented during an investigation conducted on October 4, 2007.  Base Penalty  S10,000  >> Environmental, Property and Human Health Matrix Harm Release Major Moderate Minor OR Actual Potentia Moderate Minor Potentia Adjustment S10,000    Adjustment S10,000	Scre	ening Date	11-Dec-2007	***************************************	Do	cket No.	2007-1988-WQ-E		PCW
Reg. Ent. Reference No. RN103148647 Media [Statute] Water Quality Enf. Coordinator Andrew Hunt Violation Number  Rule Cite(s)  70 Tex. Admin. Code § 281.25(a)(4) and 40 Code of Federal Regulations § 122.28(c)  Violation Description  Failed to obtain authorization to discharge storm water associated with industrial activities, as documented during an investigation conducted on October 4, 2007.  Base Penalty  S10.000  SEnvironmental, Property and Human Health Matrix Harm OR  Release Major Hoderale Percent 0%  S-Programmatic Matrix  Fails duality  Failed to obtain authorization to discharge storm water associated with industrial activities, as documented during an investigation conducted on October 4, 2007.  Base Penalty  S10.000  S10.000  S10.000  S10.000  S10.000  Violation Events  Number of Violation Major Moderate Minor Percent 10%  Adjustment \$9.000  \$1,000  Violation Events  Number of Violation Events 1 28 Number of violation days daily monothly years in a company of the called of the company of the called of compliance (11/01/2007) to the date of compliance (11/01/2007). To the date of section of the section of the section of the date of compliance (11/01/2007). To the date of compliance (11/01/2007). To the date of compliance (11/01/2007). To the date of section of the section of				Stone Works,	LLC			Policy Re	vision 2 (September 2002)
Media [Statute] Water Quality  Enf. Coordinator Andrew Hont  Violation Number  Rule Cite(s)  Violation Description  Failed to obtain authorization to discharge storm water associated with inclustrial activities, as documented during an investigation conducted on October 4, 2007.  **Separation of Code § 281.25(a)(4) and 40 Code of Federal Regulations § 122.26(c)  Failed to obtain authorization to discharge storm water associated with inclustrial activities, as documented during an investigation conducted on October 4, 2007.  **Base Penalty  **S10,000  **Separation of Code § 281.25(a)(4) and 40 Code of Federal Regulations § 122.26(c)  Failed to obtain authorization to discharge storm water associated with inclustrial activities, as documented during an investigation conducted on October 4, 2007.  **Base Penalty  **S10,000  **Percent		Case ID No.	35092					PCW R	evision November 6, 2007
Enf. Coordinator Andrew Hunt Violation Number Rule Cite(s)  30 Tex. Admin. Code § 281.25(a)(4) and 40 Code of Federal Regulations § 122.25(c)  Violation Description Failed to obtain authorization to discharge storm water associated with industrial activities, as documented during an investigation conducted on October 4, 2007.  **Separation**  **Percent**	Reg. Ent. Re	ference No.	RN105148647	7					OCCUPATION OF THE PARTY OF THE
Violation Number Rule Cite(s)  Violation Description  Failed to obtain authorization to discharge storm water associated with industrial activities, as documented during an investigation conducted on October 4, 2007.  **Base Penalty**  S10,000  **Programmatic Matrix**  Potentia**  Potentia**  Number of Violation Events*  One monthly event is recommended from the date of investigation (10/04/2007) to the date of compliance (11/01/2007).  Economic Benefit (EB) for this violation  Estimated EB Amount*  S19  Violation Federal Regulations § 122.25(c)  Failed to obtain authorization to discharge storm water associated with industrial activities, as documented during an investigation conducted on October 4, 2007.  Base Penalty*  \$10,000  **Percent**  10%  **Percent**  10%  **Adjustment**  \$9,000  \$1,000  \$1,000  **S1,000  **Compliance (11/01/2007)  **Total Penalty Total**  **Statutory Limit Test**  Estimated EB Amount**  S19  Violation Final Penalty Total*  \$800	Med	lia [Statute]	Water Quality	'		•			Was during the AV
Violation Description   Failed to obtain authorization to discharge storm water associated with industrial activities, as documented during an investigation conducted on October 4, 2007.    Pailed to obtain authorization to discharge storm water associated with industrial activities, as documented during an investigation conducted on October 4, 2007.    Base Penalty	Enf. C	Coordinator	Andrew Hunt	•					VIDECULALA
Violation Description  Falied to obtain authorization to discharge storm water associated with industrial activities, as documented during an investigation conducted on October 4, 2007.  Base Penalty \$10,000  >> Environmental, Property and Human Health Matrix Harm Woderate Minor OR Actual Potential Percent 0%  >> Percent 10%  >> Percent 10%  Matrix Notes 100% of the rule requirement was not met.    Violation Events   Violation Events   Violation Base Penalty   S1,000    Violation Events   Violation Base Penalty   S1,000   Commonthy event is recommended from the date of investigation (10/04/2007) to the date of compliance (11/01/2007).    Economic Benefit (EB) for this violation   S19   Violation Final Penalty Total   S800	Viol	ation Number	1			,			The state of the s
Statutory Limit Test		Rule Cite(s)	30 Tex. Adm	nin. Code § 28	1.25(a)(4) and	40 Code of	Federal Regulations §	122.26(c)	According to the control of the cont
>> Environmental, Property and Human Health Matrix Harm Release Major Moderate Minor Actual Potential Potential Percent 0%  >>Programmatic Matrix Falsification Major Moderate Minor A Matrix Notes 100% of the rule requirement was not met.    Matrix Notes   100% of the rule requirement was not met.   Matrix Notes   100% of the rule requirement was not met.   Matrix Notes   100% of the rule requirement was not met.   Matrix Notes   100% of the rule requirement was not met.   Matrix Notes   100% of the rule requirement was not met.   Matrix Notes   100% of the rule requirement was not met.   Statutory Limit Test   100% of the rule requirement was not met.   Matrix Notes   100% of the rule requirement was not met.   Statutory Limit Test   100% of the rule requirement was not met.   Statutory Limit Test   100% of the rule requirement was not met.   Statutory Limit Test   100% of the rule requirement was not met.   Statutory Limit Test   100% of the rule requirement was not met.   Statutory Limit Test   100% of the rule requirement was not met.   Statutory Limit Test   100% of the rule requirement was not met.   Statutory Limit Test   100% of the rule requirement was not met.   Statutory Limit Test   100% of the rule requirement was not met.   Statutory Limit Test   100% of the rule requirement was not met.   Statutory Limit Test   100% of the rule requirement was not met.   Statutory Limit Test   100% of the rule requirement was not met.   Statutory Limit Test   100% of the rule requirement was not met.   Statutory Limit Test   100% of the rule requirement was not met.   Statutory Limit Test   100% of the rule requirement was not met.   Statutory Limit Test   100% of the rule requirement was not met.   Statutory Limit Test   100% of the rule requirement was not met.   Statutory Limit Test   100% of the rule requirement was not met.   Statutory Limit Test   100% of the rule requirement was not met.   Statutory Limit Test   100% of the rule requirement was not met.   Statutory Limit Test   100% of the rule requirement	Violatio	n Description							And Annual of the Controlled Annual A
Number of Violation Events   Number of Violation Events   Adialy monthly with an x   Semiannual annual single event   One monthly event is recommended from the date of investigation (10/04/2007) to the date of compliance (11/01/2007).							Ва	se Penalty[	\$10,000
Potential Major Moderate Minor Percent 10%  >>Programmatic Matrix Falsification Major Moderate Minor Percent 10%  Matrix Notes 100% of the rule requirement was not met.    Matrix Notes		Release	Major	Harm		1206			
Falsification Major Moderate Minor    Notes	OR						Percent 0%		Actional
Falsification Major Moderate Minor    Percent   10%		Kallagradio 1878	TACH 10.03 (18.00)			MESTERS OF			Water and Colored Towns
Matrix Notes    Notes	>>Programmatic		Major	Moderate	Minor				WALL-MAN AND AND AND AND AND AND AND AND AND A
Matrix Notes  100% of the rule requirement was not met.  Adjustment \$9,000  \$1,000  Violation Events  Number of Violation Events 1 28 Number of violation days  daily monthly x quarterly semiannual annual single event   One monthly event is recommended from the date of investigation (10/04/2007) to the date of compliance (11/01/2007).  Economic Benefit (EB) for this violation  Statutory Limit Test  Estimated EB Amount \$19 Violation Final Penalty Total \$800	A the females	raisilication	11	Woderate			Percent 10%		LACONINA CONTRACTOR CO
Notes  Adjustment \$9,000  \$1,000  Violation Events  Number of Violation Events  1	lear to	L			<u></u>				OTTO 184 ADD 195 ADD 1
Violation Events  Number of Violation Events  1				100% of the	rule requireme	ent was not r	met.		nom-ablacoccident-reference
Violation Events  Number of Violation Events 1 28 Number of violation days  daily monthly x quarterly semiannual annual single event	ONE CONTRACTOR OF THE CONTRACT	o alahin kalas			Zama Sant	A	djustment	\$9,000	Oct.LAMOOR extractions
Violation Events  Number of Violation Events 1 28 Number of violation days  daily monthly x quarterly semiannual annual single event									\$1,000
Number of Violation Events 1 28 Number of violation days    daily								l	<u> </u>
Number of Violation Events 1 28 Number of violation days    daily	Violation Events	Carlotte State Sta	erang platetjenin	A CONTRACTOR OF THE CONTRACTOR	College (Section )	Salah Per	entropies 1 de marços (2001)	11. 100 00 000	oo madaan oo
daily monthly x quarterly semiannual annual single event   One monthly event is recommended from the date of investigation (10/04/2007) to the date of compliance (11/01/2007).  Economic Benefit (EB) for this violation  Statutory Limit Test  Estimated EB Amount \$19 Violation Final Penalty Total \$800	senaidadh (fhi	as i delesas el leter fiction activ		SSPSESSESSESSESSESSESSESSESSESSESSESSESS	aryangan man meling kalulukan an ada			The second second second second	, amendadores de la companya del companya de la companya del companya de la compa
mark only one with an x    mark only one with an x   monthly   x   yemiannual annual single event   monthly event is recommended from the date of investigation (10/04/2007) to the date of compliance (11/01/2007).    Compliance	Number of Vio	olation Events	1		28	Number of violation da	ays	vid Antonidati	
mark only one with an x    mark only one with an x   monthly   x   yemiannual annual single event   monthly event is recommended from the date of investigation (10/04/2007) to the date of compliance (11/01/2007).    Compliance		■ crossle - cata sesses at		1				A.A.A.C.	
Mark only one with an x    Quarterly   Semiannual   Semiannual   Single event   Statutory Limit Test			<ul> <li>In a size whose " seem from a highlighted</li> </ul>						a Constitution of the Cons
with an x  semiannual annual single event  One monthly event is recommended from the date of investigation (10/04/2007) to the date of compliance (11/01/2007).  Economic Benefit (EB) for this violation  Statutory Limit Test  Estimated EB Amount \$19 Violation Final Penalty Total \$800		mark only one					Violation Ba	se Penalty	\$1,000
annual single event  One monthly event is recommended from the date of investigation (10/04/2007) to the date of compliance (11/01/2007).  Economic Benefit (EB) for this violation  Statutory Limit Test  Estimated EB Amount  \$19  Violation Final Penalty Total  \$800			The state of the s						
One monthly event is recommended from the date of investigation (10/04/2007) to the date of compliance (11/01/2007).  Economic Benefit (EB) for this violation  Statutory Limit Test  Estimated EB Amount  \$19  Violation Final Penalty Total  \$800			annual				a		- Constitution of the cons
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compliance (11/01/2007).  Economic Benefit (EB) for this violation  Statutory Limit Test  Estimated EB Amount \$19 Violation Final Penalty Total \$800	-	( <del></del>		,					**************************************
Estimated EB Amount \$19 Violation Final Penalty Total \$800		One mon	othly event is re				on (10/04/2007) to the	date of	Value and Advanto-Adva
	Economic Benefi	t (EB) for th	is violation			Commission of the Commission o	Statutory Limit To	est	
		Estimate	d ED Amou-4	·	\$10]		Violation Final Do	nalty Total	\$800
This violation Final Assessed Penalty (adjusted for limits) \$800		Estimate	u co Amount	L	काभ		VIOIAUUII FIIIAI PE	manty Total	ΨΟΟΟ
	C CO. B. CORNACT TRANSPORT OF THE PROPERTY OF			T	his violation F	inal Assess	sed Penalty (adjusted	l for limits)	\$800

	Parkerie IVE	conomic I	3enefit W	orks/	sheet	the fraction is a	
Respondent		tone Works, LLC					
Case ID No.		,					
Reg. Ent. Reference No.							
	Water Quality						Years of
Violation No.						Percent Interest	Depreciation
violation No.	å¶ Juni vala dhan 862				LE STOPP OF A PROPERTY CO	AND SHEET OF THE PARTY OF	5400000000
						5.0	1
108925000	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	III No commas or \$	n in the Color	a de la proposition de la con-		nings A. a. o. i. O. i.	ANA DESCRIPTION	
o, tottuttet Tuttetijiississis	PRESIDENCEPHINELINES	ion bright-sorbine chief of leading	n na na sale des abaixans seus arteas (s. ).	r 20 KW LLENN	INDERSTRANCE STREET		
Delayed Costs			kysa Vaikulikudis	Actor Anna 11	State State Autority School (1915)		
Equipment			ALE SEE THE STREET SEE	0.0	\$0	\$0	\$0
Buildings				0.0	\$0	\$0	\$0
Other (as needed)	TERROR 10 15 10	arcarat sagginat	CIP CHARGON AT F	0,0	\$0	\$0	\$0
Engineering/construction	RECENT 1000	and a Principal district at 2.0	In Chialle District	0.0	\$0	\$0	\$0
Land			The second se	0.0	\$0	n/a	\$0
Record Keeping System				0.0	\$0	n/a	\$0
Training/Sampling	in the second	alliation of a second of the second	in production for the second	0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs	\$5,000	4-Öct-2007	1-Nov-2007	0.1	\$19	n/a	\$19
Other (as needed)				0.0	\$0	n/a	\$0
Notes for DELAYED costs		<ul> <li>In duction Problems. If he are not in</li> </ul>					ention Plan,
Avoided Costs	ANN	and in the contract of the con	MARTINE 27	entering	item (except for	date of compliance. one-time avoided c	osts)
Disposal	ANN	and in the contract of the con	MARTINE 27	entering 0.0	item (except for	one-time avoided c	osts) \$0
Disposal Personnel	ANN	and in the contract of the con	M.F. Highly	entering 0.0 0.0	item (except for \$0 \$0	one-time avoided c	osts) \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling	ANN	and in the contract of the con	M.F. Highly	0.0 0.0 0.0	item (except for \$0 \$0 \$0 \$0	one-time avoided c	osts) \$0 \$0 \$0
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Disposal Personnel Inspection/Reporting/Sampling Suppiles/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	ANN	and in the contract of the con	M.F. Highly	0.0 0.0 0.0 0.0 0.0 0.0 0.0	SO   SO   SO   SO   SO   SO   SO   SO	so s	osts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
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Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	ANN	and in the second s	M.F. Highly	0.0 0.0 0.0 0.0 0.0 0.0 0.0	SO   SO   SO   SO   SO   SO   SO   SO	so s	s0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

# **Compliance History**

Customer/	Respondent/Owner-Operator	: CN603143280	Renaissance Stone Works, LLC	Classification: AVERAGE	Rating: 5.00
Regulated	Entity:	RN105148647	RENAISSANCE STONEWORKS	Classification: AVERAGE	Site Rating: 5.00
ID Number	r(s):				
Location:		22108 ODELL FAI 78669	RWAY TRAIL, SPICEWOOD, TX,	Rating Date: 9/1/2007 Repea	t Violator: NO
TCEQ Reg	gion:	REGION 11 - AUS	TIN		
Date Comp	oliance History Prepared:	February 04, 2008			
Agency De	ecision Requiring Compliance	History: Enforcement			
Complianc	e Period:	December 07, 200	2 to August 31, 2007		
TCEQ Sta	ff Member to Contact for Add	itional Information Regarding this	Compliance History		
Name:	Andrew Hunt	Pho	one: 512-239-1203		
		Site (	Compliance History Components		
1. Has the	site been in existence and/or	operation for the full five year cor	npliance period? Yes		
2. Has the	re been a (known) change in	ownership of the site during the co	ompliance period? No		•
3. If Yes, v	who is the current owner?		N/A		
4. if Yes, v	who was/were the prior owne	r(s)?	N/A		
5. When o	lid the change(s) in ownershi	p occur?	N/A		
Compone	ents (Multimedia) for the	Site :			
Α.	Final Enforcement Orders, o	court judgements, and consent dec	crees of the state of Texas and the federal	l government.	
	N/A				
В.	Any criminal convictions of t	he state of Texas and the federal	government.		
C.	Chronic excessive emission	s events.			
	N/A				
D.	The approval dates of inves	tigations. (CCEDS Inv. Track. No.)			
. E.	Written notices of violations	(NOV). (CCEDS Inv. Track. No.)		•	
	Date: 01/31/2007	(489574)			
*		30 TAC Chapter 281, SubChapter 40 CFR Chapter 122, SubChapter		Major	
	Description:		he Texas Pollutant Discharge Elimination		
F.	Environmental audits.			,	
G.	Type of environmental mana	agement systems (EMSs).			
	N/A				
Н.	Voluntary on-site compliance	e assessment dates.			
	N/A				
I.	Participation in a voluntary p	pollution reduction program.			
	N/A				
J.	Early compliance.				
	N/A				
Sites Outs	side of Texas				
	N/A				

## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN	§	BEFORE THE
ENFORCEMENT ACTION	§	
CONCERNING	§	TEXAS COMMISSION ON
RENAISSANCE STONE WORKS, LLC	§ .	
RN105148647	§	ENVIRONMENTAL QUALITY

### AGREED ORDER DOCKET NO. 2007-1988-WQ-E

### I. JURISDICTION AND STIPULATIONS

At its \_\_\_\_\_\_ agenda, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding Renaissance Stone Works, LLC ("the Respondent") under the authority of TEX. WATER CODE chs. 7 and 26. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondent appear before the Commission and together stipulate that:

- 1. The Respondent owns and operates a cut stone facility at 22108 O'Dell Fairway Trail in Spicewood, Travis County, Texas (the "Facility").
- 2. The Respondent has discharged industrial waste into or adjacent to any water in the state under TEX. WATER CODE ch. 26.
- 3. The Commission and the Respondent agree that the Commission has jurisdiction to enter this Agreed Order, and that the Respondent is subject to the Commission's jurisdiction.
- 4. The Respondent received notice of the violations alleged in Section II ("Allegations") on or about December 5, 2007.
- 5. The occurrence of any violation is in dispute and the entry of this Agreed Order shall not constitute an admission by the Respondent of any violation alleged in Section II ("Allegations"), nor of any statute or rule.
- 6. An administrative penalty in the amount of Eight Hundred Dollars (\$800) is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). The Respondent has paid Six Hundred Forty Dollars (\$640) of the administrative penalty and One Hundred Sixty

Dollars (\$160) is deferred contingent upon the Respondent's timely and satisfactory compliance with all the terms of this Agreed Order. The deferred amount will be waived upon full compliance with the terms of this Agreed Order. If the Respondent fails to timely and satisfactorily comply with all requirements of this Agreed Order, the Executive Director may require the Respondent to pay all or part of the deferred penalty.

- 7. Any notice and procedures, which might otherwise be authorized or required in this action, are waived in the interest of a more timely resolution of the matter.
- 8. The Executive Director of the TCEQ and the Respondent have agreed on a settlement of the matters alleged in this enforcement action, subject to the approval of the Commission.
- 9. The Executive Director recognizes that the Respondent submitted the Notice of Intent letter and implemented a Storm Water Pollution Prevention Plan on November 1, 2007.
- 10. The Executive Director may, without further notice or hearing, refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings if the Executive Director determines that the Respondent has not complied with one or more of the terms or conditions in this Agreed Order.
- 11. This Agreed Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Agreed Order, whichever is later.
- 12. The provisions of this Agreed Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Agreed Order unenforceable, the remaining provisions shall be valid and enforceable.

#### II. ALLEGATIONS

As owner and operator of the Facility, the Respondent is alleged to have failed to obtain authorization to discharge storm water associated with industrial activites, in violation of 30 TEX. ADMIN. CODE § 281.25(a)(4) and 40 CODE OF FEDERAL REGULATIONS § 122.26(c), as documented during an investigation conducted on October 4, 2007.

### III. DENIALS

The Respondent generally denies each allegation in Section II ("Allegations").

#### IV. ORDERING PROVISIONS

1. It is, therefore, ordered by the TCEQ that the Respondent pay an administrative penalty as set forth in Section I, Paragraph 6 above. The payment of this administrative penalty and the Respondent's compliance with all the terms and conditions set forth in this Agreed Order resolve only the allegations in Section II. The Commission shall not be constrained in any manner from requiring corrective action or penalties for violations, which are not raised here. Administrative penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: Renaissance Stone Works, LLC, Docket No. 2007-1988-WQ-E" to:

Financial Administration Division, Revenues Section Attention: Cashier's Office, MC 214 Texas Commission on Environmental Quality P.O. Box 13088 Austin, Texas 78711-3088

- 2. The provisions of this Agreed Order shall apply to and be binding upon the Respondent. The Respondent is ordered to give notice of the Agreed Order to personnel who maintain day-to-day control over the Facility operations referenced in this Agreed Order.
- 3. This Agreed Order, issued by the Commission, shall not be admissible against the Respondent in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Agreed Order; or (2) pursue violations of a statute within the Commission's jurisdiction, or of a rule adopted or an order or permit issued by the Commission under such a statute.
- 4. This agreement may be executed in multiple counterparts, which together shall constitute a single original instrument. Any executed signature page to this Agreement may be transmitted by facsimile transmission to the other parties, which shall constitute an original signature for all purposes.
- 5. Under 30 TEX. ADMIN. CODE § 70.10(b), the effective date is the date of hand-delivery of the Order to the Respondent, or three days after the date on which the Commission mails notice of the Order to the Respondent, whichever is earlier. The Chief Clerk shall provide a copy of this Agreed Order to each of the parties.

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## SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the	Commission			
For the	Executive Director		4/15/2008 Date	
attache and co	indersigned, have read and understand Agreed Order on behalf of the enditions specified therein. I further amount, is materially relying on su	ntity indicated below er acknowledge that	my signature, and I do agree to the	he terms
timely  • • • •	anderstand that failure to comply wipay the penalty amount, may result A negative impact on compliance I Greater scrutiny of any permit app. Referral of this case to the Attorn penalties, and/or attorney fees, or t Increased penalties in any future en Automatic referral to the Attorney TCEQ seeking other relief as authotion, any falsification of any compli	in: history; lications submitted; ney General's Office to a collection agency inforcement actions; General's Office of a porized by law.	for contempt, injunctive relief, ac; ny future enforcement actions; and	dditional
Signati	Ab W.S.		2-28-08 Date	
Name (Author	(Printed or typed) rized Representative of sance Stone Works, LLC		Title	

**Instructions**: Send the original, signed Agreed Order with penalty payment to the Financial Administration Division, Revenues Section at the address in Section IV, Paragraph 1 of this Agreed Order.